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FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
Jul 17, 2025

SEAN F. MCAVOY, CLERK

WASHINGTON-IDAHO  
LABORERS-EMPLOYERES  
PENSION TRUST FUND, et al.,  
Plaintiffs,

v.

MR. ASPHALT & SON'S, LLC, UBI  
No. 603 618 922,

Defendant.

No. 4:24-CV-5009-MKD  
ORDER GRANTING STIPULATED  
MOTION TO DISMISS  
**ECF No. 28**

Before the Court is the parties' Stipulated Motion to Dismiss. ECF No. 28.

The parties stipulate to the dismissal of this action, without prejudice and without an award of attorneys' fees or costs to any party. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs may dismiss an action without court order by filing a stipulation of dismissal signed by all parties who have appeared. The stipulation is signed by all parties who have appeared.

ORDER - 1

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The parties' Stipulated Motion to Dismiss, **ECF No. 28**, is

3 **GRANTED.**

4 2. Pursuant to Rule 41(a)(1)(A)(ii) and the parties' stipulation, all claims  
5 are **DISMISSED without prejudice**, without an award of fees or costs.

6 **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
7 Order, provide copies to counsel, and **CLOSE the file.**

8 DATED July 17, 2025.

9 *s/Mary K. Dimke*  
10 MARY K. DIMKE  
11 UNITED STATES DISTRICT JUDGE